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CITY OF MERIDIAN ORDINANCE NO. 11-1480

BY THE CITY COUNCIL: BIRD, HOAGLUN, ROUNTREE, ZAREMBA

AN ORDINANCE (AZ 08-007 SHOPS AT VICTORY) FOR ANNEXATION OF A PORTION OF LAND SITUATED IN A PORTION OF THE NORTHWEST ONE QUARTER OF THE NORTHWEST ONE QUARTER OF SECTION 28, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, AS DESCRIBED IN ATTACHMENT "A" AND ANNEXING CERTAIN LANDS AND TERRITORY, SITUATED IN ADA COUNTY, IDAHO, AND ADJACENT AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF MERIDIAN AS REQUESTED BY THE CITY OF MERIDIAN; ESTABLISHING AND DETERMINING THE LAND USE ZONING CLASSIFICATION OF SAID LANDS FROM RUT IN ADA COUNTY TO C-C (COMMUNITY BUSINESS DISTRICT) IN THE MERIDIAN CITY CODE; PROVIDING THAT COPIES OF THIS ORDINANCE SHALL BE FILED WITH THE ADA COUNTY ASSESSOR, THE ADA COUNTY RECORDER, AND THE IDAHO STATE TAX COMMISSION, AS REQUIRED BY LAW; AND PROVIDING FOR A SUMMARY OF THE ORDINANCE; AND PROVIDING FOR A WAIVER OF THE READING RULES; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF MERIDIAN, COUNTY OF ADA, STATE OF IDAHO:

SECTION 1. That the following described land as evidenced by attached Legal Description herein incorporated by reference as Exhibit "A" are within the corporate limits of the City of Meridian, Idaho, and that the City of Meridian has received a written request for annexation and re-zoning by the owner of said property, to-wit: *DMG-Eagle & Victory, LLC*.

SECTION 2. That the above-described real property is hereby annexed and re-zoned from RUT in Ada County to C-C (Community Business District), in the Meridian City Code.

SECTION 3. That the City has authority pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and zone said property.

SECTION 4. That the City has complied with all the noticing requirements pursuant to the laws of the State of Idaho, and the Ordinances of the City of Meridian to annex and re-zone said property.

SECTION 5. That the City Engineer is hereby directed to alter all use and area maps as well as the official zoning maps, and all official maps depicting the boundaries and the zoning districts of the City of Meridian in accordance with this ordinance.

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SECTION 6. All ordinances, resolutions, orders or parts thereof in conflict herewith are hereby repealed, rescinded and annulled.


SECTION 7. This ordinance shall be in full force and effect from and after its passage, approval and publication, according to law.

SECTION 8. The Clerk of the City of Meridian shall, within ten (10) days following the effective date of this ordinance, duly file a certified copy of this ordinance and a map prepared in a draftsman manner, including the lands herein rezoned, with the following officials of the County of Ada, State of Idaho, to-wit: the Recorder, Auditor, Treasurer and Assessor and shall also file simultaneously a certified copy of this ordinance and map with the State Tax Commission of the State of Idaho.

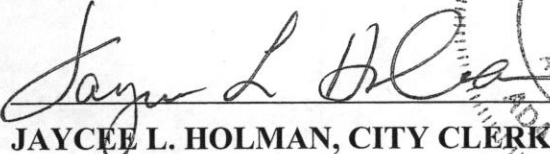
SECTION 9. That pursuant to the affirmative vote of one-half (1/2) plus one (1) of the Members of the full Council, the rule requiring two (2) separate readings by title and one (1) reading in full be, and the same is hereby, dispensed with, and accordingly, this Ordinance shall be in full force and effect upon its passage, approval and publication.

PASSED BY THE CITY COUNCIL OF THE CITY OF MERIDIAN, IDAHO, this
12th day of April, 2011.

APPROVED BY THE MAYOR OF THE CITY OF MERIDIAN, IDAHO, this
12th day of April, 2011.


MAYOR TAMMY de WEERD

ATTEST:


JAYCEE L. HOLMAN, CITY CLERK



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County of Ada

On this 12 day of April, 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared TAMMY de WEERD and JAYCEE L. HOLMAN, known to me to be the Mayor and City Clerk, respectively, of the City of Meridian, Idaho, and who executed the within instrument, and acknowledged to me that the City of Meridian executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

(SEAL)

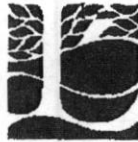



NOTARY PUBLIC FOR IDAHO
RESIDING AT: Meridian ID
MY COMMISSION EXPIRES: Jan 4, 2014

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TECHNICAL SUPPORT



THE LAND GROUP, INC.

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TECHNICAL SUPPORT

March 14, 2008
Project No. 07167
Annexation and Rezone
DMG Real Estate Partners
4.79 Acres

Exhibit "A"

A tract of land for annexation and rezone purposes situated in a portion of the Northwest One Quarter of the Northwest One Quarter of Section 28, Township 3 North, Range 1 East, Boise Meridian, Ada County, Idaho, described as follows:

BEGINNING at a found brass cap monumenting the Northwest Corner of said Section 28 on the intersection of the centerline of East Victory Road and the centerline of South Eagle Road;

Thence following the northerly line of the Northwest One Quarter of said Section 28 and the centerline of said East Victory Road, South $89^{\circ}35'51''$ East a distance of 530.00 feet to a point, which bears North $89^{\circ}35'51''$ West a distance of 2,127.05 feet from a found brass cap monumenting the North One Quarter Corner of said Section 28;

Thence leaving said northerly line and said centerline, South $00^{\circ}31'02''$ West a distance of 200.00 feet to a found 1/2-inch steel pin;

Thence South $18^{\circ}19'52''$ West a distance of 138.72 feet to a set 5/8-inch steel pin;

Thence North $89^{\circ}35'51''$ West a distance of 245.57 feet to a set 5/8-inch steel pin;

Thence South $06^{\circ}26'06''$ West a distance of 103.83 feet to a set 5/8-inch steel pin;

Thence North $89^{\circ}31'13''$ West a distance of 90.01 feet to a set 5/8-inch steel pin;

Thence South $00^{\circ}31'02''$ West a distance of 73.75 feet to a set 5/8-inch steel pin;

Thence North $89^{\circ}31'13''$ West a distance of 92.85 feet to a set 5/8-inch steel pin

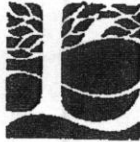
on the easterly right-of-way line of said South Eagle Road;

Thence following said easterly right-of-way, South $00^{\circ}28'11''$ West a distance of 34.86 feet to a set 5/8-inch steel pin;

Thence following said easterly right-of-way, North $30^{\circ}03'46''$ West a distance of 29.53 feet to a set 5/8-inch steel pin;

Thence leaving said easterly right-of-way line, North $89^{\circ}31'48''$ West a distance of 33.00 feet to a point on the westerly line of said Section 28 and the centerline of said South Eagle Road;

Thence following said westerly line and said centerline, North $00^{\circ}28'11''$ East a distance of 518.12 feet to the POINT OF BEGINNING. ✓



THE LAND GROUP, INC.

The above-described tract of land contains 4.79 acres, more or less, subject to all existing easements and rights-of-way.

This description is intended for annexation purposes only and shall not be used for the purpose of conveyance.

Prepared By: THE LAND GROUP, INC.
462 E. SHORE DRIVE, SUITE 100
EAGLE, IDAHO 83616
208-939-4041
208-939-4445 (FAX)



REVIEW APPROVAL
BY 
MAY 01 2008
MERIDIAN PUBLIC
WORKS DEPT.

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TECHNICAL SUPPORT

Situated in a portion of
the Northwest 1/4 of the Northwest 1/4 of Section 28,
Township 3 North, Range 1 East, B.M.,
Ada County, Idaho

